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# Civil Enforcement Case Report

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## Civil Enforcement Case

### Basic Information

**Case Number:** EF-2016-8200**Case Name:** BP Products North America**Case Category:** Administrative - Formal**Case Status (as of 11/18/2015):** Closed**Case Lead:** EPA**Court Docket Number:** --**DOJ Docket Number:** --**Relief Sought:** --**Enforcement Outcome:** Default Order, No Penalty**Headquarters Division:** --**Branch:** --**Result of Voluntary Disclosure?** No**Multi-media Case?** --**Enforcement Type:** CAA 205 Action For Mobile/Title II**Violations:** --

### Penalties – Case Level

**Total Federal Penalty Assessed or Agreed To:** \$0**Total State/Local Penalty Assessed:** \$0**Total SEP Cost:** \$0**Total Compliance Action Cost:** \$901,449**Total Cost Recovery:** \$0

### Case Summary

This case involves the use by BP Products North America, ( BP ) of 1,609,730 invalid Renewable Identification Numbers (RINs) to meet its renewable volume obligation (RVO) under the Renewable Fuel Standards (RFS), promulgated under the Clean Air Act (CAA). The (RFS) program requires producers or importers of renewable fuel to generate fuel credits, known as RINs, in proportion to the amount and type of renewable fuel they produced or imported. The RFS Program also requires that non-renewable fuel refiners and importers, known as obligated parties, and renewable fuel exporters obtain valid RINs and retire those RINs each year by submitting them to the EPA. Congress adopted the RFS Program to reduce the nation's dependence on foreign oil, help grow the nation's renewable energy industry and achieve significant greenhouse gas emissions reductions. The EPA is charged with developing the RFS program and enforcing its requirements. EPA published in 2012 and 2013 Interim Enforcement Response Policies which cap penalties for qualifying use violations in connection with invalid 2010, 2011, and 2012 biomass-based diesel RINs at \$350,000. Since BP had already paid a civil penalty of \$350,000 to

resolve violations in connection with invalid 2010 and 2011 biomass-based diesel RINs, BP was not required to pay any additional penalties. BP did remove the invalid RINs from all applicable RFS2 annual compliance reports, replaced the invalid RINs that were needed to meet its RVO, and resubmitted corrected reports to EPA. For more information, see the RFS webpage at <http://www2.epa.gov/enforcement/civil-enforcement-renewable-fuel-standard-program>.

**Laws and Sections**

Law	Sections	Programs
CAA	211	Regulation of Fuels - Motor Vehicle and Engine Fuels

**Citations**

Title	Part	Section
No data records returned		

**Facilities**

FRS Number	Facility Name	Address	City Name	State	Zip	SIC Codes	NAIC Codes
110017300678	BP PRODUCTS NORTH AMERICA, INC	150 W WARRENVILLE RD	NAPERVILLE	IL	60563	2833 8731 8734	325411

**Defendants**

Defendants and Settlements	In Complaint	In Settlement
BP Products North America	Y	Y

**Case Milestones**

Event	Actual Date
Enforcement Action Closed	11/18/2015
Final Order Issued	11/18/2015
Enforcement Action Data Entered	03/11/2016

**Pollutants**

Pollutant Name	Chemical Abstract Number
No data records returned	

**Related Activities**

Description	Actual Date
No data records returned	

Final Order 1

**Final Order Type:** Administrative Compliance Orders  
**Final Order Name:** BP Products North America  
**Linked Facilities (FRS ID):** 110017300678  
**Final Order Lodged Date:** --  
**Final Order Entered Date:** 11/18/2015  
**Enforcement Action Closed Date:** 11/18/2015  
**Actual Termination Date:** --

**Penalties/SEPs/Cost Recovery Amounts**

**Federal Penalty Assessed or Agreed To:** \$0  
**State/Local Penalty Assessed:** --  
**SEP Value:** --  
**Federal Cost Recovery Awarded:** \$0

**Complying Actions**

Complying Action ID	Category	Description
3600017614	Reduction of Ongoing Releases	Retire Pollution Credits (mobile sources)

**Supplemental Environmental Projects**

SEP ID	Category	SEP Value	Description
No data records returned			

**Pollutant Reductions**

Resulting From	Pollutant	Annual Amount	Units	Media Affected
CA ID 3600017614	Carbon dioxide	33,562,871	PNDSYR	Air

LAST UPDATED ON MAY 17, 2017

[DATA REFRESH INFORMATION](#)